

MINUTES

COUNCIL ADMINISTRATOR FORM OF GOVERNMENT FOR AIKEN COUNTY

COUNCIL CHAMBERS, 736 RICHLAND AVENUE, W., AIKEN, S. C.

REGULAR MEETING – MAY 17, 2005 – 7:00 P. M.

(A) CALL TO ORDER

Determining that a quorum was present, Chairman Young called the meeting to order.

Council Members present:

Chairman Ronnie Young
Kathy Rawls
Scott Singer
LaWana McKenzie (arrived at 8:03 pm)
Chuck Smith
Eddie Butler
Charles Barton
Gary Bunker
Willar H. Hightower, Jr.

Also present:

J. Clay Killian, County Administrator
Robert M. Bell, County Attorney
Tamara Sullivan, Council Clerk

(B) INVOCATION

Councilman Hightower led in the invocation.

(C) PLEDGE OF ALLEGIANCE

Councilman Bunker led in the Pledge of Allegiance.

(D) APPROVAL OF MINUTES

1. May 3, 2005 Worksession
2. May 3, 2005 Regular Meeting

- a. Councilman Smith made a motion to approve the minutes. Councilman Butler seconded.
- b. The minutes were approved by unanimous vote with Councilwoman McKenzie absent.

(E) APPROVAL OF AGENDA

- a. Councilman Butler made a motion to amend and approve the agenda as follows:

Add Consent Item 10 – Proposed Resolution To Appoint Three Members to the Whiskey Road – Powderhouse Road Connector Ad Hoc Committee.
- b. Councilman Hightower seconded the motion. The amended agenda was approved by unanimous vote with Councilwoman McKenzie absent.

(F) PUBLIC HEARINGS

1. Proposed Ordinance to Authorize the Council Chairman to Execute a Quit Claim Deed to Lilly T Lee for Tax Parcel 10-053-05-017.
 - a. No comments were made.
2. Proposed Ordinance to Authorize the Council Chairman to Execute a Quit Claim Deed to ~~Charles J. Brown~~ M. Steve Leninski for Tax Parcel 00-303-01-074.
 - a. No comments were made.
3. Proposed Ordinance to Amend Chapter 21 Subdivision Regulations, Chapter 24 Zoning and Development Standards, Chapter 5 Buildings and Building Regulations, and Chapter 13.5 Mobile Homes of the Aiken County Code of Ordinances by the Adoption of Provisions Concerning Vested Rights for Developments.
 - a. Councilman Singer asked for clarification of what would happen if the Ordinance was not approved.
 - b. Mr. Killian responded that the matter would fall under State Law, which was far more lenient. He added that most counties in South Carolina were passing similar Ordinances.
4. Proposed Ordinance to Amend Chapter 19 of the Aiken County Code of Ordinances Dealing with the Naming of Roads in Aiken County.
 - a. No comments were made.
5. Request for Approval of a Proposed Amendment to the Aiken County Official Zoning and Development Atlas to Rezone Tax Parcel 012-06-10-010 Located in the 500 Block of Belvedere-Clearwater Road, Belvedere, South Carolina in Council District 5 from RC to UD.
 - a. No comments were made.

(G) OLD BUSINESS

1. Proposed Ordinance to Amend the Aiken County Code of Ordinances to Define Procedures and Policies for the Allocation of Local Accommodations Tax Funds.
(Administrative Committee) (Third Reading)
 - a. Councilman Bunker moved for the adoption. Councilman Butler seconded.
 - b. Passed by unanimous vote with Councilman Hightower abstaining from the vote and Councilwoman McKenzie absent.
2. Proposed Ordinance to Authorize the Council Chairman to Execute a Quit Claim Deed to Lilly T Lee for Tax Parcel 10-053-05-017.
(County Council) (Third Reading)
 - a. Councilman Hightower made a motion for the approval. Councilman Butler seconded.
 - b. Passed by unanimous vote with Councilwoman McKenzie absent.

3. Proposed Ordinance to Authorize the Council Chairman to Execute a Quit Claim Deed to ~~Charles J. Brown~~ M. Steve Leninski for Tax Parcel 00-303-01-074.
(County Council) (Third Reading)

- a. Councilman Smith moved for the adoption. Councilman Butler seconded.
- b. Passed by unanimous vote with Councilwoman McKenzie absent.

(H) CONSENT AGENDA/INTRODUCTION OF ORDINANCES FOR FIRST READING

I. REGULAR CONSENT AGENDA

1. Proposed Resolution to Appoint One Member to Designated Boards, Commissions and Committees with Terms of the Appointees to Run Concurrent with that of the Councilmember from Districts 1, 2, 3, 4, 6, and 7.
(Rawls, Singer, McKenzie, Smith, Barton, Bunker)
2. Proposed Resolution to Appoint Members to the Animal Control Advisory Committee.
(County Council)
3. Proposed Resolution to Approve the Allocation of Funds for Various Non Profit Agencies from the FY 2005 Council Contingency Fund.
(County Council)
4. Proposed Resolution to Authorize the Council Chairman to Execute a Renewal Agreement with Aqua Coolers for the Provision of Water Filtering and Cooling Systems for County Office Buildings.
(Administrative Committee)
5. Proposed Resolution to Authorize the Central Procurement Division to Purchase a Roll-Off Truck from Mays International and Two Dump Trucks from Greenville Sterling.
(Development Committee)
6. Proposed Resolution to Add Satcher Pond Road (C-520) Back to the List of Roads to be Paved Utilizing the 2000 Capital Projects Sales Tax.
(Rawls)
7. Proposed Ordinance to Amend Chapter 21 Subdivision Regulations, Chapter 24 Zoning and Development Standards, Chapter 5 Buildings and Building Regulations, and Chapter 13.5 Mobile Homes of the Aiken County Code of Ordinances by the Adoption of Provisions Concerning Vested Rights for Developments.
(Development Committee) (Second Reading)
8. Proposed Ordinance to Amend Chapter 19 of the Aiken County Code of Ordinances Dealing with the Naming of Roads in Aiken County.
(Development Committee) (Second Reading)
9. Proposed Ordinance to Amend Section 24-112 Airport District of Chapter 24 Zoning and Development Standards of the Aiken County Code of Ordinances so as to Exclude Restaurants from the Definition of Places of Assembly.
(County Council) (Second Reading)

10. Proposed Resolution To Appoint Three Members to the Whiskey Road – Powderhouse Road Connector Ad Hoc Committee.
(ADDITION)

- a. Councilman Smith made a motion to approve the Consent Agenda. Councilman Hightower seconded.
- b. The Consent Agenda was approved by unanimous vote with Councilwoman McKenzie absent.

(I) NEW BUSINESS

1. Request for Approval of a Proposed Amendment to the Aiken County Official Zoning and Development Atlas to Rezone Tax Parcel 012-06-10-010 Located in the 500 Block of Belvedere-Clearwater Road, Belvedere, South Carolina in Council District 5 from RC to UD:

- A. Proposed Ordinance to Approve a Proposed Amendment to the Aiken County Official Zoning and Development Atlas to Rezone Tax Parcel 012-06-10-010 Located in the 500 Block of Belvedere-Clearwater Road, Belvedere, South Carolina in Council District 5 from RC to UD.
(Butler) (First Reading and Public Hearing)

or

- B. Proposed Resolution to Disapprove a Proposed Amendment to the Aiken County Official Zoning and Development Atlas to Rezone Tax Parcel 012-06-10-010 Located in the 500 Block of Belvedere-Clearwater Road, Belvedere, South Carolina in Council District 5 from RC to UD.
(Butler)
- a. Councilman Butler made a motion to approve the proposed Ordinance under Option A. Councilman Singer seconded
- b. The Ordinance was approved on first reading by unanimous vote with Councilwoman McKenzie absent.

2. Presentation of the FY 2006 County Operating Budget.
(Mr. Clay Killian, County Administrator)

- a. Mr. Killian read the Budget Message into the record and presented the proposed FY 06 Budget to Council.

A 4% increase in the value of a mil is projected which will make the value of a mil approximately \$414,000 for County purposes. The value of a mil for the School District would be \$433,000.

Staff recommended an increase of \$.05 in the rate charged by the Public Service Authority and they anticipate an additional \$.05 will need to be added for FY 07.

43 new positions were requested, mostly in Emergency Services and Law Enforcement, but were not included in the projected budget.

The increase in the cost for fuel has had a negative impact on several areas of County services including the Sheriff's Office, Emergency Services, Solid Waste and Road Maintenance.

3. Proposed Ordinance to Establish Operating, Capital and Debt Service Budgets for Aiken County, South Carolina for the Fiscal Year July 1, 2005 Through June 30, 2006; to Provide for the Levy of Taxes for County Operations, Capital and Debt Services; to Provide for All Other Estimated Revenues and for the Appropriation Thereof; and to Provide for Other Matters Related Thereto. (County Council) (First Reading)
 - a. Councilman Butler made a motion for the approval. Councilman Hightower seconded.
 - b. The Ordinance was approved on first reading by unanimous vote with Councilman Singer abstaining and Councilwoman McKenzie absent.

(J) ITEMS FOR INFORMATION AND THE PUBLIC RECORD

1. Fiscal Year 2005 Aiken County Contingency Report as of May 4, 2005.

(K) INFORMAL MEETING OF WHOLE

- a. Mr. Franklin Jackson asked Council to address the issue of burning at night. Council requested the Judicial and Public Safety Committee provide Mr. Jackson with information.

Councilman Hightower suggested that there be a penalty for citizens who do not notify their fire departments prior to a controlled burn.
- b. Councilman Smith made a motion to recess for Executive Session. Councilman Butler seconded.
- c. The motion to move into Executive Session passed by unanimous vote with Councilwoman McKenzie absent.

RECESSED – 7:34 P. M.

(L) EXECUTIVE SESSION

1. Legal Matters:
 - a. Status Report on Pending Litigation, Legal Claims and Legal Advice. (County Attorney) (Verbal)
2. Contractual Matters:
3. Personnel Matters:

RECONVENED – 9:46 P. M.

- a. Councilman Bunker made a motion to adjourn the meeting. Councilwoman Rawls seconded.
- b. The motion to adjourn passed by unanimous vote.

(M) ADJOURNMENT – 9:47 P. M.

Respectfully submitted,

SIGNED:

Tamara Sullivan, Council Clerk

Ronnie Young, Chairman